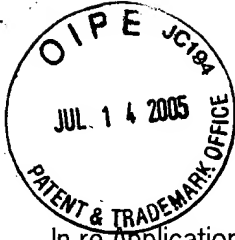


7-15-05

AF/1637  
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IPW



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 00-713-i8)

In re Application of:

Mirkin, et al.

Serial No. 09/974,007

Filed: October 10, 2001

For: Nanoparticles Having  
Oligonucleotides Attached Thereto  
and Uses Therefor

Examiner: Jezia Riley

Group Art Unit: 1637

Confirmation No.: 8209

**NOTICE OF APPEAL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the Final Office Action dated January 14, 2005, of the primary Examiner finally rejecting Claims 433-437 and 439-446.

07/15/2005 GWORD0F1 00000049 09974007

02 FC:2401

250.00 OP

McDonnell Boehnen Hulbert & Berghoff LLP  
300 South Wacker Drive, Suite 3200  
Chicago, IL 60606  
Telephone: (312) 913-0001  
Fax: (312) 913-0002

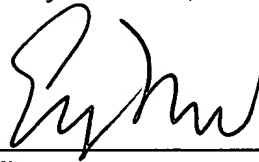
The item(s) checked below are applicable:

1. ☒ An extension of time (three month) to respond to the final rejection is required: a petition and fee of \$510.00 are enclosed.
2. ☒ A timely response to the final rejection has been filed as provided in 841 O.G. 1411.

3. ☒ Fee \$250.00 (small entity)

- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☒ Charge any deficiency to Deposit Account No. 13-2490.

Respectfully submitted,



Dated: July 14, 2005

Emily Miao  
Registration No. 35,285

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